

California Regional Water Quality Control Board
Santa Ana Region

IN THE MATTER OF:

City of Corona
815 West Sixth Street
Corona, California 91718

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Complaint No. R8-2006-0072
for
Mandatory Penalties

YOU ARE HEREBY GIVEN NOTICE THAT:

1. The City of Corona is alleged to have violated provisions of law for which the California Regional Water Quality Control Board, Santa Ana Region (Regional Board), must impose mandatory penalties pursuant to California Water Code (Water Code) Section 13385.
2. A hearing concerning this complaint will be held before the Regional Board within 90 days of the date of issuance of this complaint, unless the City of Corona waives its right to a hearing. Waiver procedures are specified on Page 2 of this complaint. If the hearing in this matter is not waived, the hearing will be held during the Regional Board's regular meeting on February 2, 2007 in the Council Chambers of the City of Loma Linda, 25541 Barton Road, Loma Linda, California. The meeting will begin at 9:00 a.m. The City of Corona or its representatives will have an opportunity to appear and be heard and to contest the allegations in this complaint and the imposition of mandatory penalties by the Regional Board.
3. This complaint is based on the following facts:
 - a. On September 26, 2001, the Regional Board adopted Waste Discharge Requirements, Order No. 01-79 (NPDES No. CA8000395), for the City of Corona. These requirements regulate discharges of waste from Municipal Wastewater Treatment Plant No. 3 (Plant No. 3).
 - b. The City of Corona submitted self-monitoring reports (January 2004 – July 2006) from Plant No. 3, which show that on February 20 and 21, 2006, Corona exceeded the 2.0 mg/L effluent chlorine residual instantaneous maximum limit.
4. Water Code Section 13385 (h) requires the Regional Board to assess a mandatory minimum penalty of three thousand dollars (\$3,000) for each serious violation. The two violations described in paragraph 3b are considered serious as defined under Water Code Section 13385 (h) (2).

5. In accordance with Water Code Section 13385 (h), the mandatory minimum penalties for the two effluent limit violations cited in paragraph 3b are \$6,000.
6. In accordance with Water Code Section 13385(c), the Regional Board may impose administrative civil liability for the two violations cited in paragraph 3b. The maximum administrative civil liability which may be imposed for these violations is \$20,000 (\$10,000 per day of violation), plus an additional assessment of \$10 per gallon of effluent discharged during the duration of the violation episode, in excess of the first 1000 gallons of effluent.
7. The Assistant Executive Officer proposes that mandatory penalties of \$6,000 be imposed on the City of Corona by the Regional Board for the violations cited in paragraph 3b.
8. You may waive your right to a hearing. If you waive your right to a hearing, please sign the attached waiver, which is Page 3 of this complaint, and return it together with a check payable to the State Water Resources Control Board in the amount of the mandatory penalties proposed in paragraph 7, above. Send the check and waiver to:

Regional Water Quality Control Board, Santa Ana Region
3737 Main Street, Suite 500
Riverside, CA 92501-3339

If you have any questions regarding this complaint, please contact the undersigned, at (951) 782-3286, or Gary D. Stewart, Compliance Section Chief at (951) 782-4379, or the Regional Board's staff counsel, Erik Spiess, at (916) 341-5167.

11/30/06
Date

Kurt V. Berchtold
Kurt V. Berchtold
Assistant Executive Officer

California Regional Water Quality Control Board
Santa Ana Region

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Corona, California 91718)	Mandatory Penalties

WAIVER OF HEARING

The City of Corona agrees to waive its right to a hearing before the Santa Ana Regional Water Quality Control Board with regard to the violations alleged in Complaint No. R8-2006-0072. The City of Corona has enclosed a check made payable to the State Water Resources Control Board in the amount of \$6,000 in settlement of Complaint No. R8-2006-0072. The City of Corona understands that it is giving up its right to be heard and to argue against allegations made by the Assistant Executive Officer in Complaint No. R8-2006-0072, and against the imposition of, and amount of, the mandatory penalties.

Date

for the City of Corona

Please submit this waiver form and the payment (\$6,000) to the Regional Water Quality Control Board, Santa Ana Region by January 10, 2007.